

The Constitution.

ATLANTA, GA., OCTOBER 28, 1879.

The arguments in the important constitutional cases before the United States supreme court have been concluded, but the best opinion is left to the decisions will not be rendered until January.

The people of Ohio decided to turn Mr. Thurman out of the public service by an adverse legislative majority of 31-7 in the senate and 24 in the house. In view of his great services and unshaken record, Mr. Thurman can better afford to go out of public life, than the people of Ohio can afford to have him go. Ohio will take a back seat in the senate chamber when he great senator is displaced.

We made a mistake in ciphering when we put Foster's majority at 4,855. It was 3,855, against 2,747 for Mr. Hayes in 1876. Ewing's vote was 4,050 less than Tilden's, and Foster's was 5,563 more than Hayes's. These are not large changes in a vote of about 700,000—certainly not so large that they cannot be reversed in 1880. A fractional tidal wave would place the boat on the other leg.

The line of communication between Sir Frederick Roberts's army in Cabul and the forces east of the scientific frontier is in constant danger, and it very uncertain whether the victory can spare enough troops to maintain it and complete the conquest of the country. Winter is coming on, too, in that elevated region, and if the horrors of forty years ago are not repeated, it will be because the Britains know more about the Afghans than they did at that time.

SPECIAL AGENT ADAMS has succeeded in getting the woman and children captured at the White River agency safely out of the hands of their red captors. This is a victory for the peace policy, and perhaps there are more to come of the same kind to come. The United States are now reported to be peacefully disposed, and it is said the other Utes are willing to make peace. It is not however stated that they are willing to give up the men who were engaged in the murderous attack on Thorning's command.

The profits of the current crop of cotton should be put into spindles in the country, and into both spindles and looms in the southern cities. The indications now are that the net profit of the crop will be fifty million dollars. If half this amount could be put into factories—mostly of the Westminster pattern—we would soon be able to strike off the commercial shackles with which we are bound. We are now bond-servants of the capitalists of the north, and yarn mills are our surest and best hope.

Trains are running in and out of Memphis for the first time since the latter part of July. The first case of fever occurred on July 9, and on the 19th several new cases appeared, and the people of the unfortunate city left as fast as river and railroad would permit. In a short time the city was entirely isolated, and the Howards began the work of caring for the sick and burying the dead. Owing to the extent of the exodus, the numbers of cases and deaths were limited, but the malignity of the disease and the percentage of deaths to cases were fully as great as last year.

The New Orleans Times thinks there is an excess of 30,000 people in its city—that is, that many people who are without remunerative employment, or the prospect of such employment as matters stand. The Times sees in the establishment of cotton mills an opportunity to utilize this vast overplus of energy and power. It thinks that mills can be constructed as profitably in New Orleans as at Baton Rouge or on the Jackson railroad or anywhere else in the world. The Times is evidently right. If the capitalists of New Orleans are wise they will take steps forthwith to make the cotton bales that come to New Orleans more profitable to their people than they ever have been.

The Louisville Courier-Journal in discussing the railroad connections of its city with the Carolinas and the southeast, arrives at the conclusion that the Knoxville branch must be completed to Cumberland Gap, distant from London fifty-five miles, where there will soon be connections with the Asheville lines and with the east Tennessee route at Bristol. The southeaster connection via Knoxville, Maryville and Raton Gap is a hope which the Courier-Journal thinks is not very promising at present. But an extension of the Knoxville branch to Knoxville would look both ways—to Asheville and to Raton Gap—and it seems to us that Louisville would best serve herself in the hot fight that is coming for the business of the southeaster by keeping her eye on Knoxville.

The election in New York takes place next Tuesday and the state is in a ferment. Mr. Kelly is doing a good deal of talking, but not as much as the republicans are doing, for they are holding dozens of meetings every day, and have some of the most prominent men in the country on the stump. Mr. Tilden is conducting a still hunt in behalf of the regularly democratic and Mr. Robinson. He is reaching the individual voter by circulars, and is endeavoring in his own peculiar and admirable method to find out how each school district stands and what political food it uses. Those who have implicit faith in your Uncle Samuel's skill and judgment, hold that Governor Robinson will be reelected in spite of Kelly's bold and the Ohio wave.

A Noble Man Gone.

Our readers will be inexorably shocked to hear of the death of Professor Bernard Mallon, which we chronicle this morning. It is doubtful if there was any other man whose death would cause such deep and universal grief in Atlanta. For ten years this city was the scene of his labor—a labor as patient, conscientious and devoted as any man ever gave to his work. Having the constant care of over 4,000 children he became endeared to almost every family in the city and so tender and watchful was he of every little charge committed to him, the humblest as well as the highest, that he was beloved in cottage and mansion from one end of Atlanta to the other.

Mr. Mallon's life was an uneventful but useful and pure one. Born in Ireland, he came to this country when very young and for many years has made Georgia his home. He devoted himself to the cause of education, and has always been honored and efficient in his work. He was principal of the Savannah high school and was brought here to found the Atlanta public school system. In this system he built a monument to his memory that will

endure forever. In a few years and in the face of determined opposition he perfected a system of schools that stands today as a model for other cities, and that is Atlanta's chief glory. Quiet, unobtrusive, gentle and pure as a woman, Mr. Mallon was yet a public spirited, earnest courageous man. When the war came he shouldered his musket and fought for the Georgia he loved so well. In every line of duty he was foremost and devoted. Nothing was proposed that would advance the cause of education or promote the interests of Georgia but that Mr. Mallon gave it his hearty support. He was the leading spirit of the Georgia's teachers association, and one of the founders of the Young Men's library of this city. All things that were good he gave his hand and his heart to, and in his death the south has lost one of her foremost and most useful men.

The writer remembers perfectly the night when Mr. Mallon called at his house and announced finally that he had determined to give up his work in Atlanta. We never saw him so dejected or sorrowful. Few men knew how he loved our schools—how he loved the children—he how he loved Atlanta—how he loved Georgia—and how he loved the cause to which he had given the best years of his life. When he rose to go, his eyes filled with tears. He rested one hand on the back of his chair and stood in a moment in silence. Then he said: "I had hoped to be able to stay here and finish my work and my life in Atlanta. But I cannot remain with self-respect any longer. And yet I carry with me hope that after while I may be able to come back and live and die with the people I love so well!" But God has willed it otherwise. He died in the prime of his life, amid strangers, thousands of miles from here. But we fail to believe that from his deathbed—the shadows of the grave closed about him and strange hands ministered to his wants—we fail to believe that his dying thoughts came back to the old home he loved so well and that his soul as it went heavenward, was freighted with tender memories of the friends he had left in Georgia. Wherever his mortal remains may lie, his name and his works, and his memory, will be enshrined forever in the hearts of our people. Many an eye unused to tears will grow dim, and many a strong heart will ache this morning as the news of his death goes about among men. His life was pure and stainless and gentle—so shall his name be honored and his memory cherished. To the loving and devoted wife, fit and congenial partner of his modest ways—who mourns his death to-day, the hearts of Atlanta goes out in sympathy and love. May God rest his soul in peace—may God pour balm into her widow's heart!

The Responsibility for the Solid South.

In our Sunday's issue we published the full text of the recent letter from Senator Hill, addressed to Hon. Mr. Chittenden, of New York. Without referring to the incidents of the letter, or the policy of its promulgation at this juncture, about which there will be wide differences of opinion, we wish to distinctly call the central point of the document. That fact is the directness and distinctness of the charge made against the republican party of responsibility for the creation and perpetuation of a solid south. About the truth of this charge there can be no question in the minds of the honest and impartial observers of affairs in recent years. And that the attention of the country should be focused upon this party power, they turned to a newer and even more dangerous scheme to maintain the same results. They entered into a skilful and close conspiracy to consolidate the southern people upon political issues and they formed the issues upon the old war questions and in such manner as to compel the south to take those issues or confess dishonor. They well knew that the people of the south would not do the latter. The result met their calculations and the south became solid upon democratic principles and opposed to the ultra and to them degrading dogmas of radicalism. That the south was thus made solid and true patriots must deplore, but that the south is responsible for its own attitude is false and slanderous. The result is confounded by the cause and in this mendacious confusion of the truth the leaders of republicanism riot in their abuse and denunciation of our condition.

What does the charge import? It is that when the revolutionary and despotic methods of the republican party were repudiated by the better judgment of the people and they were forced to abandon the bayonet and the Gatling gun as instruments whereby to control states and maintain party power, they turned to a newer and even more dangerous scheme to maintain the same results.

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It is all very fine for the banks; they can evade it. At first glance the statute seemed ironclad, but the banks have concluded, in making their statements to the state, to admit that they have violated it, and so let it go by default; for the penalty of the act can only be enforced in a suit with the plaintiff, in order to collect interest along with the debt, is compelled to swear that he has not violated the law. There are various other ways of evading the penalty that will suggest themselves to those who are in the habit of making financial contracts. In other words, save to make the lenders of money a little more careful as to the persons with whom they do business, capital is not at all troubled. But how are the people to evade the effect of the law? What remedy have they against a law the result of which is to impair their credit? They will experience the hardship, but strange to say, few of them will trace it to its source.

The extraordinary position taken by Mr. Awtrey, in his letter which we printed Friday, is worthy of comment. He assumes, in the first place, that there is conflict between the industries of Georgia and capital. We have never heard of such a conflict before. If there is any industry in the state that is not carried on by capital in some shape we should be glad to hear of it, because it is a part of the mission of such newspapers as *The Constitution* to chronicle that which is either unique or interesting, and a conflict between capital and the industries of the state would be a phenomenon well worthy of attention. It is a little singular, too, that Mr. Awtrey seems not to regard farming as one of the industries. He advocates the new law because, in his opinion, a low rate of interest will compel capital to seek investment in the industries. The people who have implicit faith in your Uncle Samuel's skill and judgment, hold that Governor Robinson will be reelected in spite of Kelly's bold and the Ohio wave.

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compel the owners of money to refuse to lend it to those who need it, by what process of law would our alleged Solons remedy or relieve the distress which would inevitably result and continue until the people had adjusted their affairs to the requirements of this new system of political economy?

But the assumption of Mr. Awtrey, that it would be the perfection of folly to look to the operation of the law of supply and demand to regulate the rate of interest in Georgia because the war annihilated capital and property, is the most astounding proposition yet advanced in support of a legal outrage. He might as well assert that Atlanta ceased to exist when it was laid in ashes during the war. Perhaps two-thirds of the capital employed in Georgia comes from abroad, and in the very column in which we printed his extraordinary statement we printed his extraordinary argument in inquiry as to whether English capital could be safely employed in Georgia at a rate of 10 per cent. Pursuing this extraordinary assumption, Mr. Awtrey says that the "supply (of money) being limited will necessarily change in our industrial pursuits."

An exchange says: "THE ATLANTA CONSTITUTION" is the leader of the war against "sectionalism." Have we indeed that honor? Then, by the memories of Bunker Hill and the Alamo, we propose to make the war something more than a skirmish. It is an easy matter to divide a force as far as possible from another, and to keep all our forces in the south.

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It is to be feared that our Uncle David has torn the roof of his trowsers in scrambling back upon the fence. This may be a more serious disaster than now appears.

In doing honor to our soldier boys, the people of the north honored Atlanta as well as the south. Fellow-countrymen, the cracker city is grateful. Send us some of your young men in order that we may practice our hospitality upon them. We long to make victims of a squad of fresh New Englanders.

Now let a squad of northern boys come down and see what a large hole will be made in the solid south for their reception. And then we will keep on swamping squads until finally we will have the politicians conquered.

IN GENERAL.

Some of our esteemed contemporaries say that the reason the wild lands frauds were not partially investigated is because the legislature has no power to punish the perpetrators. Esteemed contemporaries, where do you get this sort of game? Is it possible that you expect the people to fail to see the facts through it?

And now where has the Hon. B. Pomeroy concealed himself? He disappeared in the ruins that crumbled around Brigadier Saunders Pratt without so much as hitting a man as Benjamin H. Hill. Well may we be proud of such a senator and such a man to private life, seeing that he stands at Washington, in the congressional arena, their most boasted array of superior statesmanship and enterprise.

We may derive some profit from the union can not inform Mr. Hill of his statements, facts and pragmatics, he is a very weak brother and a very poor son. We are proud of such a senator and such a man to private life, seeing that he stands at Washington, in the congressional arena, their most boasted array of superior statesmanship and enterprise.

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COTTON AND WEATHER.

October, middling uplands, closed in Liverpool yesterday at 8 p.m. in New York at 11½c. Atlanta at 10½c to 11c.

The Signal Bureau report indicates for today, in Georgia, threatening weather and rain, failing barometer, winds mostly from north to east, slight changes in temperature.

Daily Weather Report.

OBSTETRIC OFFICE, SIGNAL CORPS, U. S. A., Atlanta, October 27.—The weather is fair. P. M. All observations taken at the same moment of day.

NAME OF STATION. TIME. BLOWING. DIRECTION. WIND. FORCE. BREEZES. WEATHER.

NAME OF STATION.	TIME.	BLOWING.	DIRECTION.	WIND.	FORCE.	BREEZES.	WEATHER.
Atlanta	12 m.	W.	N. E.	Cloudy	50	Cloudy	
Augusta	3:30 a.m.	W.	N. E.	Cloudy	50	Cloudy	
Concord	2:30 p.m.	W.	N. E.	Cloudy	50	Cloudy	
Gainesville	12 m.	W.	N. E.	Cloudy	50	Cloudy	
Jesup	12 m.	W.	N. E.	Cloudy	50	Cloudy	
Key West	2:30 p.m.	W.	N. E.	Cloudy	50	Cloudy	
Montgomery	3:30 p.m.	W.	N. E.	Cloudy	50	Cloudy	
New Orleans	12 m.	W.	N. E.	Cloudy	50	Cloudy	
Richmond	12 m.	W.	N. E.	Cloudy	50	Cloudy	

* No rain, some complete saturation.

NOTE.—W.M. W. Light, 1 to 2 miles per hour, 10 to 15 inclusive; Wind, 15 to 20, inclusive.

Hugs, 30 to 40, inclusive.

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DEATH OF PROFESSOR MALLON.

A Sudden Shock to His Friends—The Manner of His Death.

Yesterday the whole community was shocked by the announcement of the death of Professor Mallon, which occurred on Tuesday last, just one week ago to-day. The sad intelligence was conveyed by special telegram to the Galveston News as follows:

HUNTSVILLE, October 21.—Bernard Mallon, president of the Sam Houston Normal Institute died this morning at his residence. He was one who was a martyr to his work.

This unforeseen misfortune causes profound sympathy for Professor Mallon, who had inspired universal respect and affection. His remains will be sent to Cincinnati for interment.

Galveston News, under date of Wednesday the 22d, contains the following additional notice of the death of this truly remarkable man:

The announcement of the death of Professor Mallon, of Sam Houston Normal Institute, who died yesterday morning, after a brief illness, will be a surprise and a painful shock to his friends. The cause of death is not known.

The superintendence of the state normal school, where he was a teacher, is to be given to a comparative stranger, he having been suddenly removed. His remains will be taken to Cincinnati for interment.

He was a native of Ireland, having been born in that country in the year 1823. At the early age of three years he was removed to the country and placed in a school of relatives in the town of Kilkenny, to whom he was thoroughly educated.

Just twenty-six years ago Professor Mallon, then a young educator of rare promise, removed from New York to Savannah, where he was made principal of the high school of that city. After filling the position of principal for five years he removed to Atlanta, and obtained entire satisfaction to the citizens of Savannah, who promoted him to the very highest order of talent. The sum of his brilliant success in Savannah caused Atlanta to send him to the University of Georgia, where he was a student for three years.

He was a man of great energy and capacity, as well as a man of great tact and ability, and his friends were greatly surprised at his rapid growth and success.

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